

LINDA LINGLE
GOVERNOR



STATE OF HAWAII
PUBLIC UTILITIES COMMISSION
DEPARTMENT OF BUDGET AND FINANCE
465 S. KING STREET, #103
HONOLULU, HAWAII 96813

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CHAIRMAN

WAYNE H. KIMURA
COMMISSIONER

JANET E. KAWELO
COMMISSIONER

February 17, 2005

Michael H. Lau, Esq.
400 Davies Pacific Center
841 Bishop Street
Honolulu, Hawaii 96813

Re: Docket No. 05-0002, In the Matter of Public Utilities Commission Instituting a Proceeding to Investigate the Issues and Requirements Raised by, and Contained in, Hawaii Revised Statutes 486H, as Amended.

Dear Mr. Lau:

On February 2, 2005, the Hawaii Public Utilities Commission ("Commission") issued Order No. 21579 requiring, among other things, the Parties in this proceeding to submit a Stipulation for Protective Order within ten (10) days from the date of Order No. 21579. As such, the deadline for submitting a Stipulation for Protective Order is Monday, February 14, 2005.

In a letter dated and filed on February 14, 2005, Chevron U.S.A., Inc. ("Chevron") requests Commission approval to extend the deadline until Friday, February 18, 2005 ("request for extension"). In support of its request for extension, Chevron's counsel asserts that the extension is necessary "to allow us sufficient time in which to circulate, negotiate and reach agreement on an acceptable form of a Stipulation for Protective Order." Chevron's counsel also represents that "due to our recent engagement with Chevron, we were unable to complete the Stipulation by today's deadline" and except for the Consumer Advocate¹, the other Parties do not object to Chevron's request for extension.

¹Pursuant to a telephone conference with Commission Counsel on February 16, 2005, the Consumer Advocate states that it also does not object to Chevron's request for extension.

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We will treat your February 14, 2005 request for extension, as a motion for an extension of time ("Motion"), pursuant to HAR §§ 6-61-23² and 6-61-41.³

Upon review of Chevron's Motion and its representations, we hereby grant Chevron's Motion, thereby allowing additional time for the Parties to submit their Stipulation for Protective Order. The deadline for the Stipulation for Protective Order has been extended to **Friday, February 18, 2005**. In all other respects, Order No. 21579 remains unchanged. Should you have any questions, please contact Kevin K. Katsura, Commission Counsel, at 586-2019.

Sincerely,



Carlito P. Caliboso
Chairman

CPC:KMK:ac

c: Consumer Advocate
Albert Chee, Sr., Chevron U.S.A., Inc.
David Heerwald Leonard, Esq., Tesoro Hawaii Corporation
Craig I. Nakanishi, Esq.
Clifford K. Higa, Esq.
Danny Batchelor, Esq., Shell Oil Company
Robert W. Fung, Esq, Hawaii Petroleum Marketers Association
Kelly G. Laporte, Esq.

²Pursuant to HAR § 6-61-23(a)(1), the commission for good cause shown may order a period enlarged if a written request is made before the expiration of the period originally prescribed.

³Pursuant to HAR § 6-61-41(e), motions that do not involve the final determination of a proceeding may be determined by the chairperson or a commissioner.